[1973 ஏப்ரல் 5

அரசுப் பணியில் சேருவதற்கான வயது வரம்பை உயர்த்துதல். (4-வது இனம்).—இக்கருத்தை ஏற்றுக்கொள்ள வேண்டிய அவசியமில்லையென்று அரசு முடிவு செய்துள்ளது.

ஏனைய கருத்துக்கள் பற்றி பரிசீலிக்கப்பட்டு வருகிறது.

இணைப்பு

[156-ஆம் பக்கத்தில் இனம் 3 (4) க்கான அடிக்குறிப்பைக் காண்க.]

L.A. Bill No. 14 of 1973.

(As passed by the Assembly)

A Bill further to amend the Madras City Tenants' Protection Act, 1921.

Be it enacted by the Legislature of the State of Tamil Nadu in the Twenty-fourth Year of the Republic of India as follows :—

1. *Short title.*—This Act may be called the Madras City Tenants' Protection (Amendment) Act, 1973.

2. *Amendment of section* 2, *Tamil Nadu Act III of* 1922.—For sub-clause (ii) of clause (4) of section 2 of the Madras City Tenants' Protection Act, 1921 (Tamil Nadu Act III of 1922) (hereinafter referred to as the principal Act), the following sub-clause shall be and shall be deemed always to have been substituted, namely :—

" (ii) includes—

(*a*) any such person as is referred to in sub-clause (i) who continues in possession of the land after the determination of the tenancy agreement,

(*b*) any person who was a tenant in respect of such land under a tenancy agreement to which this Act is applicable under sub-section (3) of section 1 and who or any of his predecessors in interest had erected any building on such land and who continues in actual physical possession of such land and building, notwithstanding that—

(1) such person was not entitled to the rights under this Act by reason of the proviso to section 12 of this Act as it stood before the date of the publication of the Madras City Tenants' Protection (Amendment) Act, 1972 (Tamil Nadu Act 4 of 1972), or

(2) a decree for declaration or a decree or an order for possession or for similar relief has been passed against such person on the ground that the proviso to section 12 of this Act as it stood before the date of the publication of the Madras City Tenants' Protection (Amendment) Act, 1972 (Tamil Nadu Act 4 of 1972) disentitled such person from claiming the rights under this Act, and

(*c*) the heirs of any such person as is referred to in sub-clause (i) or sub-clause (ii) (*a*) or (ii) (*b*);

but does not include a sub-tenant or his heirs. ".

3. *Amendment of section* 9, *Tamil Nadu Act III of* 1922.—In section 9 of the principal Act,—

(i) clause (*a*) of sub-section (1) shall be renumbered as item (i) of that clause and after that item as so renumbered, the following item shall be inserted, namely :—

" (ii) Notwithstanding anything contained in clause (*a*) (i) of this sub-section, any such tenant as is referred to in sub-clause (ii) (*b*) of clause (4) of section 2 or his heirs, may within a period of two months from the date of the publication of the Madras City Tenants' Protection (Amendment) Act, 1973 apply to the court (whether or not a suit for ejectment has been instituted or proceeding under section 41 of the Presidency Small Cause Courts Act, 1882 (Central Act XV of 1882) has been taken by the landlord or whether or not such suit or proceeding is pending) having jurisdiction to entertain a suit for ejectment or in the City of Madras either to such court or to the Presidency Small Cause Court, for an order that the landlord under the tenancy agreement shall be directed to sell for a price to be fixed by the court the whole or part of the extent of land specified in the application. ".

(ii) after sub-section (3), the following sub-section shall be added, namely :—

" (3-A) Notwithstanding anything contained in clause (*b*) of sub-section (3) of this section or in section 5 of the Madras City Tenants' Protection (Amendment) Act, 1972 (Tamil Nadu Act 4 of 1972), or any other law for the time being in force, the court which passed the decree or order referred to in sub-clause (ii) (*b*) (2) of clause (4) of section 2, shall, on application made by the tenant

referred to in that sub-clause within a period of two months from the date of the publication of the Madras City Tenants' Protection (Amendment) Act, 1973, reopen or review the proceedings relating to such decree or order and may pass a decree or an order that the tenant referred to in the said sub-clause, is entitled to the rights under this Act and pass such other supplemental, incidental or consequential orders as are necessary for the purpose as if the Madras City Tenants' Protection (Amendment) Act, 1973, were in force at the time at which the decree or order was passed.".

4. *Amendment of the Madras City Tenants' Protection (Amendment) Act*, 1972.—In the Madras City Tenants' Protection (Amendment) Act, 1972 (Tamil Nadu Act 4 of 1972)—

(i) in section 4, for the heading "Validation" the heading "Certain stipulations to be, and to be deemed to have been, null and void" shall be substituted;

(ii) in section 5,—

(1) at the commencement, the following expression shall be inserted, namely :—

"Subject to the provisions of sub-section (3-A) of section 9 of the principal Act, as amended by the Madras City Tenants' Protection (Amendment) Act, 1973";

(2) for the words "taken possession", the words "been delivered actual physical possession", shall be substituted.

TRUTH ALONE TRIUMPHS

இணைப்பு IV

306 ஆம் பக்கத்தில் இனம் 3 (4) க்கான அடிக்குறிப்பைக் காண்க.]

I.A. Bill No. 3 *of* EFSA

L.A. Bill No. 3 *of* 1973.

A Bill to provide for the appointment and functions of certain authorities for the investigation and inquiry into allegations of criminal misconduct against public men in the State of Tamil Nadu and for matters connected therewith.